

**504827**

↑CUSTOMER NUMBER↑

Docket No. 1948-4830 (1004286-827)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Serial No.: 10/743,444 Confirmation No.: 7680  
Applicant(s): Maurice MILGRAM Group Art Unit: 2624  
Filed: December 19, 2003 Examiner: Claire WANG  
For: METHOD OF DETECTING BENDS ON A ROAD AND SYSTEM  
IMPLEMENTING SAME

**TRANSMITTAL LETTER ACCOMPANYING  
DUPLICATE COPY OF ORIGINAL PETITION  
TO ACCEPT COLOR PHOTOGRAPHS  
UNDER 37 C.F.R. 1.84(B)(2)**

Mail Stop \_\_\_\_\_  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to The Notice Under 37 C.F.R. 1.251 – Pending Application, dated February 27, 2009, applicant is submitting a duplicate copy of the original Petition as originally filed to obtain the acceptance of color and associated black and white photographs as formal drawings in this application.

**AUTHORIZATION**

The Commissioner is hereby authorized to charge any additional fees which may be required for consideration of the Petition to Deposit Account No. 504827, Order No. 1948-4830.

Dated: March 19, 2009

Respectfully submitted,  
Locke Lord Bissell & Liddell LLP

By: \_\_\_\_\_

Matthew K. Blackburn  
Registration No. 47,428

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): MILGRAM et al  
Serial No.: TBA  
Filed: TBA  
For: METHOD OF DETECTING BENDS ON A ROAD AND SYSTEM  
IMPLEMENTING SAME  
Group Art Unit: TBA  
Examiner: TBA

**EXPRESS MAIL CERTIFICATE**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Express Mail Label No.: **EV245492124US**  
Date of Deposit: **December 19, 2003**

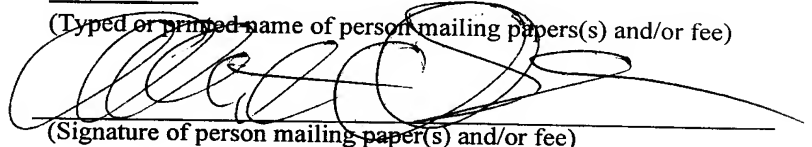
I hereby certify that the following attached paper(s) and/or fee

1. Utility application and Fee Transmittal - Specification 17 pages; abstract 1 page; claims 3 pages; and check for \$896.00
2. Figures – one set of black and white photographs– Fig. 1, Fig. 2, Fig. 3, Figs. 4A-4C, Fig. 5A-5C, Fig. 6A-6C and Fig. 7 and three sets of color photographs - Fig. 1, Fig. 2, Fig. 3, Figs. 4A-4C, Fig. 5A-5C, Fig. 6A-6C and Fig. 7
3. Petition to Accept Color Photographs Under 37 C.F.R. § 1.84(b)(2)
4. Claim to Convention Priority w/document
5. Data Entry Sheet
6. Preliminary Amendment – p. 9
7. Supplementary Preliminary Amendment – p. 3
8. Return Postcard Receipt

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**Albert Isles**

(Typed or printed name of person mailing paper(s) and/or fee)



(Signature of person mailing paper(s) and/or fee)

**Correspondence Address:**

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Milgram et al.                      Group Art Unit :                      To be assigned  
Serial No.:                      To be assigned                      Examiner :                      To be assigned  
Filed :                      (Herewith)  
For:                      METHOD OF DETECTING BENDS ON A ROAD AND SYSTEM  
                                 IMPLEMENTING SAME

**PETITION TO ACCEPT COLOR PHOTOGRAPHS  
UNDER 37 C.F.R. §1.84(b)(2)**

Assistant Commissioner for Patents  
**BOX PATENT APPLICATION**  
Washington, D.C. 20231

S I R:

Pursuant to 37 C.F.R. §1.84(b)(2), this petition is submitted to obtain the acceptance of color and associated black and white photographs as formal drawings in this application.

Accordingly, enclosed herewith are:

- i)                      an authorization to charge the fee set forth in §1.17(h);
- ii)                      three (3) sets of color photographs for examination, copying, and archival purposes; and
- iii)                      a set of black and white photocopies that accurately depict, to the extent possible, the subject matter shown in the color drawing.

A Supplemental Preliminary Amendment to the application submitted herewith amends the instant application to contain the following language as the first paragraph immediately following the title "Brief Description of the Drawings" as required in §1.84(a)(2)(iv):

The file of this patent contains at least one drawing executed in color. Copies of this patent with color drawing(s) will be provided by the Patent and Trademark Office upon request and payment of the necessary fee.

It is respectfully submitted that the color photographs and the associated black and white photographs are the only practical medium for fully, clearly and concisely illustrating and disclosing the claimed invention. The black and white images are photographs of a natural image of an actual road and the color photographs are images resulting from a processing of the associated image shown in the black and white photographs. The color and black and white photographs are necessary because they depict more than may be had with reference to the same as drawings or, in the case of the color photographs, black and white photographs or drawings, particularly when the statutory requirement of setting forth a "full, clear, concise" description of the invention as required by 35 U.S.C. § 112, ¶1 is considered. Accordingly, Applicants respectfully submit that color photographs are needed in this application.

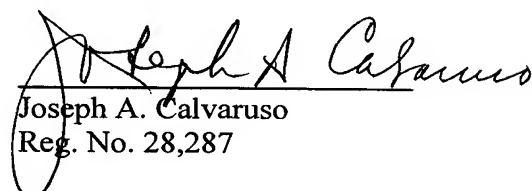
In the event that any fee or further fee is found to be due for consideration of this petition, the Commissioner is authorized to charge any such fee(s) to Deposit Account No. 13-4500, Order No. 1948-4830.

Respectfully submitted,

**MORGAN & FINNEGAN, L.L.P.**

Dated: Dec 19, 2003

By:

  
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